## 3338.0195 (04-50467 FLA)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David L. Marvit, et al.

Serial No.:

10/807,560

Date Filed:

March 23, 2004

Confirmation No.:

4252

Title:

CUSTOMIZABLE GESTURE MAPPINGS FOR

MOTION CONTROLLED HANDHELD DEVICES

Mail Stop: Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

#### CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response to Notice to File Missing Parts of Nonprovisional Application (2 pages), copy of Notice to File Missing Parts of Nonprovisional Application (2 pages), check in the amount of \$130.00 for the required filing fee, an executed Declaration and Power of Attorney (6 pages), an Assignment Recordation Cover Form (2 pages), an Assignment (6 pages), check in the amount of \$40.00 for the required filing fee, a Baker Botts L.L.P. return receipt postcard (1 card), and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this \_\_3rd\_ day of \_August\_\_\_\_\_ 2004 and is addressed to the Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Express Mail Receipt No. EV 322184012 US

# AUG 0 3 2004

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Mail Stop: Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

This is in response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted mailed June 4, 2004. Applicants respectfully submit herewith:

- (a) A copy of the Notice to File Missing Parts of Nonprovisional Application Filing Date Granted.
- (b) An executed Declaration and Power of Attorney for the above-referenced patent application, an unexecuted copy of which was filed on March 23, 2004.
- (c) A completed Assignment for the above-referenced patent application. The transmittal and filing fee in the amount of \$40.00 is included herewith.

A check in the amount of \$130.00 for the filing fee and surcharge for a large (d) entity.

Applicants believe all necessary items have now been forwarded to the U.S. Patent and Trademark Office for filing in the above-identified patent application.

Applicants believe no other fees are due, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS LLP. Attorneys for Applicants

Reg. No. 48,022

Date: August 3, 2004

Correspondence Address:

x\_ Customer Number

05073

8/05/04



#### UNITED STATES PATENT AND TRADEMARK OFFICE

Page 1 of 2

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Tradsmark Office: Address COMMISSIONER FOR PATENTS PO. Der 1439

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/807,560

03/23/2004

David L. Marvit

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DALLAS, TX 75201-2980

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CONFIRMATION NO. 4252
FORMALITIES LETTER
\*OCCO0000012873542\*

Date Mailed: 06/04/2004

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01 FC:1051

130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

. \$130 Late oath or declaration Surcharge.

#### Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- . does not identify the residence (e.g., city and either state or foreign country) of each inventor.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents



#### P.O. Box 1450 Alexandria VA 22313-1450

A copy of this notice  $\underline{MUST}$  be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY